

Considered: _____

WATER PERMIT NO. 5352-3

MAP No. Same

Name of Applicant Blake & Gertrude Wyman

Post Office Address Trimont, MN 56176

Amount of Water Claimed 3.15 cfs Total Acres 280 total (151 add'l)

Source of Water Supply groundwater - well

Water to be used for irrigation County Turner

About 1/2 miles 5 of Centerville.

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received Dec 7, 1988 Fee \$750.00 Remarks Add'l acreage

9/13/89 in well See Nos. 1055-3, 3918-3

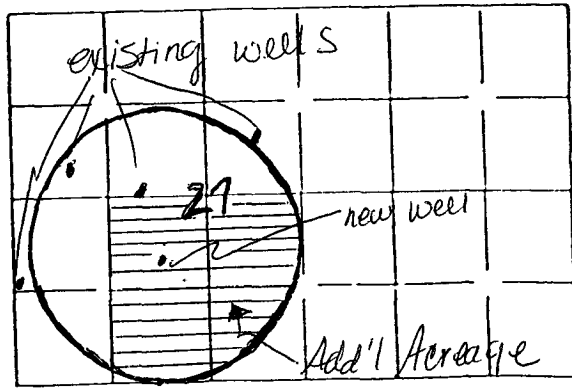
Corrected Application Received Dec 21, 1988 Period of Annual Use May 1 - Sept 30

WATER QUALITY APPROVAL RECEIVED Sept 13, 1989 APPROVED / CONDITIONAL (Circle one)

WI-1 Description same as Application YES ☒ NO ☐ REMARKS _____

Diversion Point NE 1/4 SW 1/4 Sect 27-T96N-R52W

Land to be Irrigated Sect 27-T96N-R52W



Well Log: Driller Lacey Licensed YES ☒ NO ☐

Depth of Well 60' REMARKS Test hole

Type of Map aerial photo PREPARED BY Marlene Mandler Reviewed and the Number

assigned on September 15, 1989 By Susan Bowar

No. <u>5352-3</u>	Hydrologic Unit <u>10170102</u>
Map No. <u>Same</u>	Basin <u>Vermilion R.</u>
Newspaper <u>Centerville Journal</u>	<u>Box 40 57014</u> (thru)

Application For Permit To Appropriate Water Within The State Of South Dakota

Type of Application: Check one or more of the following;

New ☒ Vested Right ☐ Future Use ☐☐ Application to amend Permit No. _____ with old priority date retained☐ Change diversion point(s) ☐ Add diversion point(s) ☐ Change acreage ☐ Other ☐☐ Application to: ☐ Change use ☐ Change diversion point(s) ☐ Add diversion point(s)☐ Add Acreage ☐ Increase diversion rate ☐ Other _____ See Permit No. _____☐ Application to: ☐ Use ☐ Transfer water reserved by Future Use Permit No. _____1. Name of Applicant Blake Gertrude Wyman Phone No. _____Post Office Address Trimont, MN State 56176
(Street, RR or Box) Zip Code2. Amount of water claimed (c.f.s) 2.15 Total acres irrigated 151 add'l (280 total)3. Source of Water supply 1 WELL4. Location of point of diversion 700' East of West line - 650'
South of N line (NW 1/4 NE 1/4 SW 1/4 27 96 N 52 W)
County Turner5. Counties where water will be used Turner6. Annual period during which water is to be used MAY + SEPTEMBER 30

7. List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

	add'l	Land Description	acreage	No. Acres Irr.
NW 1/4	1/4	SE 1/4 - Sec. 27, 96 S 2	40	40
SW 1/4	1/4	SE 1/4 - Sec. 27, 96 N 52 W	37	40
NE 1/4	1/4	SW 1/4 - Sec. 27, 96 N 52 W	40	40
SE 1/4	1/4	SW 1/4 - Sec. 27, 96 N 52 W	34	40

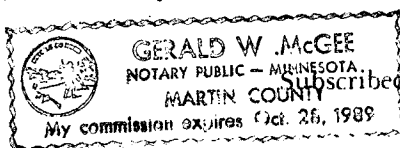
Land Description	No. Acres Irr.
see attachment for acreage	
specified on W Right No.	
3918-3 to be irrigated from	
new well	

Attach sheet if more space is needed

8. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Sheet Added - 1, 2, 3

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF ~~SOUTH DAKOTA~~ Minnesota
County of Martin)^{ss}I, Blake and Gertrude Wyman the applicant, certify that I have read the foregoing application, have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.Signed Gertrude M. WymanBlake Wyman29th day of November 19 88Gerald W. McGee
Notary Public (or other qualified officer)

SOUTH DAKOTA
WATER PERMIT No. 5352-3 FOR IRRIGATION

Date of first receipt of application December 7, 1988.

Date Soil/Water Compatibility Permit received September 13, 1989.

Date of return to applicant for corrections, amendments or changes December 16, 1988.

Date of receipt of corrected application December 21, 1988.

The Water Management Board approved Water Permit Application No. 5352-3 on December 7, 1989 for Blake and Gertrude Wyman, Trimont MN 56176 authorizing the construction of the water use system and the placing of water to beneficial use subject to the following limitations, conditions and qualifications:

1. Water Permit No. 5352-3 appropriates a total of 2.15 cubic feet of water per second (cfs) from one proposed well (Parker-Centerville Aquifer) 60 feet deep and from one existing well 40 feet deep to irrigate an additional 151 acres. Water from the two wells is also to be used to irrigate 129 acres authorized for irrigation by Water Right Nos. 1055-3 and 3918-3. The proposed well is to be located in the NE1/4 SW1/4 and the existing well authorized by No. 1055-3 is located approximately 900 feet west of the section center; both in section 27-T96N-R52W. The 151 additional irrigated acres are to be located in the W1/2 SE1/4, E1/2 SW1/4 and the existing 129 irrigated acres are in the SW1/4 NE1/4, S1/2 NW1/4, W1/2 SW1/4; all in section 27-T96N-R52W.
2. The amount of the appropriation may not exceed 2 acre feet per acre per year for each acre of land to which water is actually and beneficially applied for irrigation. The water is to be used during the following described annual period: May 1 - September 30.
3. The date from which applicant may claim right is September 13, 1989.
4. One-fifth of the construction is to be completed on or before June 7, 1992.
5. All construction is to be completed on or before December 7, 1994.
6. Water is to be put to beneficial use on or before December 7, 1998.
7. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

QUALIFICATIONS

1. The well authorized pursuant to this permit shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04.
2. Approval of Permit No. 5352-3 grants a variance to Water Management Board Rule 74:02:04:28 with approximately 7 feet of grout required.
3. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
4. This permit is approved subject to the irrigation water use questionnaire being submitted each year.

(continued)

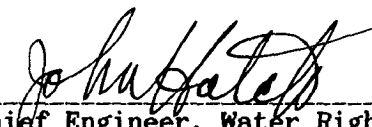
Water Permit No. 5352-3

Page 2

5. Combined diversions under Permits/Rights No. 1055-3, 3918-3 and 5352-3 may not exceed the statutory limit of 1.0 cfs for each 70 acres of land to be irrigated.

WATER MANAGEMENT BOARD

By: _____


Chief Engineer, Water Rights Division
Department of Water and Natural Resources

MAR 21 1990

(date)

Attachment

			Acreage
SW $\frac{1}{4}$ NE $\frac{1}{4}$	sec 27-T96N-R52W		18
SE $\frac{1}{4}$ NW $\frac{1}{4}$	"		40
SW $\frac{1}{4}$ NW $\frac{1}{4}$	"		24
NW $\frac{1}{4}$ SW $\frac{1}{4}$	"		34
SW $\frac{1}{4}$ SW $\frac{1}{4}$	"		<u>13</u>
Total			129 acres

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 20" Depth 60'
- b) Casing Type STEEL Diameter 14" Thickness 5/16"
- c) Screen Type STAINLESS STEEL Diameter 14" Thickness 3/16"
- d) Gravel Pack Thickness 3" Length of Gravel Pack 20'
- e) Depth to Top of Water Bearing Material 7'
- f) Depth of Water (ground surface to water level) 7'
- g) Distance to nearest existing domestic well:
- On applicants property _____ On property owned by others 2000'

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Outlet Dimensions:
 Pipe diameter _____

Spillway width _____

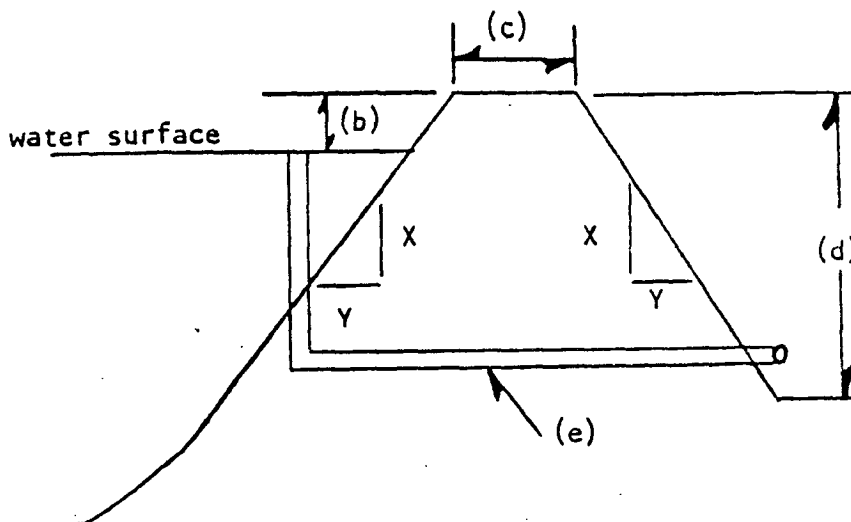
f) X & Y Slope
 Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



W. Gerald Hansen
 Signature of Applicant

In Water Since 1946

LACEY WELL DRILLING

Wells
Test Drilling
Irrigation Supplies

Box 796
Trent, South Dakota 57065
Telephone 428-5686 or 428-5979

Pumps
Water Specialists
Water Source Heat Pumps

11-24-88

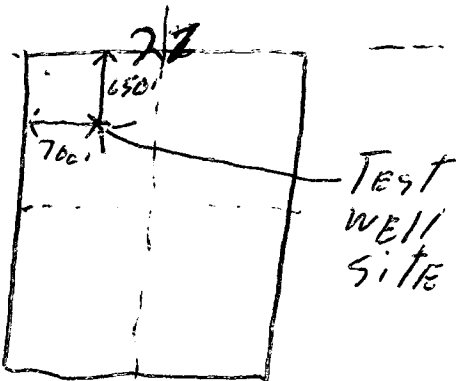
TO ERARD- HERE'S A LOG ON THE TEST WELL JOAN REDDER DRILLED AND PULLED THE WATER SAMPLE FROM FOR YOU 11-21-88.

0-2 topsoil
2-7 SAND
7-60' SATURATED SAND + GRAVEL
(MEDIUM TO COARSE)
60- CLAY-



THANKS

Jim
Lacey S.D. #111



E 1/2	W 1/2
SW 4	SE 4
27	27
96 N	96 N
52 W	52 W

W. Jerald Hansen
RR2 Box 8
Centerville, S.D.
57014

no 2 added
!

Nov. 25, 88

Water Management Board
Dear Sir,

Thank you for your
information to help the
other day.

Wells - 1, 2 & 4 will
continue to irrigate the
land the proposed new
irrigator does not reach.

The new irrigator
will irrigate land rented
from Mrs. Wyman and
all land in circle, from
new well on Wyman land
and old well no. 3 on our
land. The 2 wells will supply new.

The new well on Wyman
land is 750 ft. S. E. of old well
no. 3 on our land.

Wells no. 1, 2 & 3 make up unit
under permit no. 1055-3

About the same amount
of water will be used from
permit no. 1055-3 on the

same land only some of
it will be wiped in with
new irrigator.

If I understood you
correctly this is the
way you said to do it,
and point out wells
& Irrigator pivot coverage
also the newly added
1/4 sec. needing a permit.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411556

Pierre, December 21, 1988

RECEIVED OF Blake & Gertrude Wyman, Trimont MN 56176

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>5352-3</u> to Appropriate Water, to construct works and to put water to beneficial use	250	00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form		
Fee for Filing Extension Request		
Fee for Certified Copy of		
Fee for Print Copy of Map		
Fee for Certifying		
Fee for _____		
(Any Other Work Provided by Law)	Total	250 00

By John Hatch
Chief Engineer

Department of Agriculture
WI#1
5/87

SOIL/WATER COMPATIBILITY PERMIT
Division of Conservation

Office Use Only

4402

WR#

OWNERS NAME: Blake & Gertrude Wyman OWNERS ADDRESS: Trimont
Minnesota 56176

COUNTY LAND LOCATED IN: Turner PHONE: _____

LEGAL DESCRIPTION: ☒ Well ☐ Surface

1. LOCATION 700 ft east of the west line, 650 ft south of the north line
Depth NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 27-96N-52W

Legal Description	Acres	Legal Description	Acres
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 27-96N-52W	40	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 27-96N-52W	37
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 27-96N-52W	40	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 27-96N-52W	34
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 27-96N-52W	18	SE $\frac{1}{4}$ NW $\frac{1}{4}$ 27-96N-52W	40
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 27-96N-52W	24	NW $\frac{1}{4}$ SW $\frac{1}{4}$ 27-96N-52W	34
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 27-96N-52W	13		

2. TYPE OF IRRIGATION: GRAVITY: _____ TOWLINE: _____ CENTER PIVOT: ☒ GUN: _____ OTHER: (Specify) _____

3. CROPS TO BE IRRIGATED: _____

WATER QUALITY:

4. WATER SAMPLE NUMBER: 88-0551 7. ADJUSTED (SAR): 0.24
5. SALINITY (EC X 10⁶): 850 8. PERCENT SODIUM: 2.38
6. SODIUM (SAR): 0.10

Requirements:



Peter R. Smith
Director, Division of Conservation

9/12/89
Date

☒ APPROVED _____ REQUIREMENTS

DISAPPROVED

WAIVER

Soil/water permits will be recorded by the Department of Agriculture, with the County Register of Deeds.

NOT TO SCALE



Appl. No. 5352-3

96-52



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181



December 16, 1988

Blake and Gertrude Wyman
Trimont, MN 56176

Dear Wymans:

This letter is in response to the water permit application received from you on December 7, 1988.

The application is incomplete for the following reason(s):

- (1) The application fee needs to be submitted. The correct fee for irrigating 151 acres is \$250 (see enclosed instruction sheet).

The Water Management Board cannot consider a water permit application until it is complete. Please submit the required fee to begin processing of your water permit application.

Please feel free to contact us if you have any questions.

Sincerely,

Susan A. Bowar

Susan A. Bowar
Natural Resources Engineer
Water Rights Division
(605) 773-3352

enclosure

*Dear Sirs: Enclosed please find,
check for \$250, fee to be submitted
for water permit application.
Thank you -*

*Sincerely -
Blake/Gertrude Wyman*



REPORT ON APPLICATION NO. 5352-3
Jerald W. Hansen (irrigator)
Blake and Gertrude Wyman (land owner and applicant)
September 26, 1989

This application proposes to appropriate a total of 2.15 cubic feet of water per second (cfs) from one proposed well (Parker-Centerville Aquifer) 60 feet deep and from one existing well 40 feet deep to irrigate 151 acres. Water from the two wells is also to be used to irrigate 129 acres authorized for irrigation by Water Right Nos. 1055-3 and 3918-3. The proposed well is to be located in the NE1/4SW1/4 and the existing well authorized by Water Right No. 1055-3 is located approximately 900 feet west of the section center; both in section 27, T96N, R52W. The additional 151 acres to be irrigated are located in the W1/2SE1/4, E1/2SW1/4 and the existing 129 irrigated acres are in the SW1/4NE1/4, S1/2NW1/4, W1/2SW1/4; all in section 27, T96N, R52W. The diversion rate authorized by this application and Water Right Nos. 1055-3 and 3918-3 shall not exceed 1.0 cfs for each 70 acres irrigated.

DISCUSSION

Water Right Nos. 3918-3 and 1055-3 held by Jerald Hansen authorize irrigation of 295 acres with a water appropriation of 4.2 cfs. This permit will utilize equipment and one well that is currently used by Water Right No. 1055-3. The irrigation system is a center pivot and will irrigate the additional land that is not included in No. 1055-3. At the present time, only 129 acres is being irrigated with this system. The total irrigated acreage with this system will now be 280 acres with the addition of the new well.

The new well for this system will be 60 feet deep. According to the test hole well log for the new well, the saturated sand and gravel layer is 7 feet below ground surface and extends to a depth of about 60 feet. Clay was encountered at 60 feet.

AQUIFER Parker-Centerville Outwash

AQUIFER INFORMATION

The Parker-Centerville Aquifer is a highly permeable outwash deposit consisting of moderately sorted sand and gravel. It underlies approximately 38,300 acres in Turner County and has about 114,900 acre-feet of recoverable water (Hedges, 1982). The Division of Water Rights maintains records for twenty observation wells in this aquifer. A hydrograph for a well (TU57D) 1.5 miles north of the applicant's land is attached. The water level generally fluctuates in response to seasonal changes and does not seem to indicate a decline as a result of water appropriations in the area.

Recharge of the aquifer is normally through infiltration of precipitation, but during dry periods recharge may also be from the Vermillion River. The peaks on the hydrograph coincide with spring snow melt and runoff events that contribute to recharge of the aquifer during the spring months.

According to the 1988 irrigation report, the amount of appropriated water from the Parker-Centerville Aquifer is approximately 46,488.8 acre-feet with an actual pumped amount of 13,588.25 acre-feet.

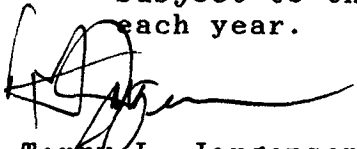
REVIEW OF AREA WATER RIGHTS

The following is a summary of water rights in the immediate area that appropriate water from the Parker-Centerville Aquifer:

<u>WATER RIGHT NO.</u>	<u>APPROPRIATION</u>	<u>IRRIGATED ACRES</u>
5082-3	0.03 cfs	municipal use
4204-3	1.00 cfs	" "
1890-3	5.00 cfs	510 acres
225-3	3.70 cfs	259 acres
231-3	2.20 cfs	160 acres

CONCLUSIONS

1. The Parker-Centerville Aquifer is a viable source of groundwater and has available water for further appropriations.
2. There are domestic wells in the area, but the observation well data indicates that the present appropriations seem to have little effect on the water level in the Parker-Centerville Aquifer.
3. The well that is to be used for Water Permit No. 5352-3 must be constructed according to South Dakota Well Construction Standards.
4. It is recommended that Water Permit No. 5352-3 be approved subject to the completion of the irrigation questionnaire each year.



Terry L. Jorgensen
Natural Resources Engineer
Division of Water Rights

Approved by:



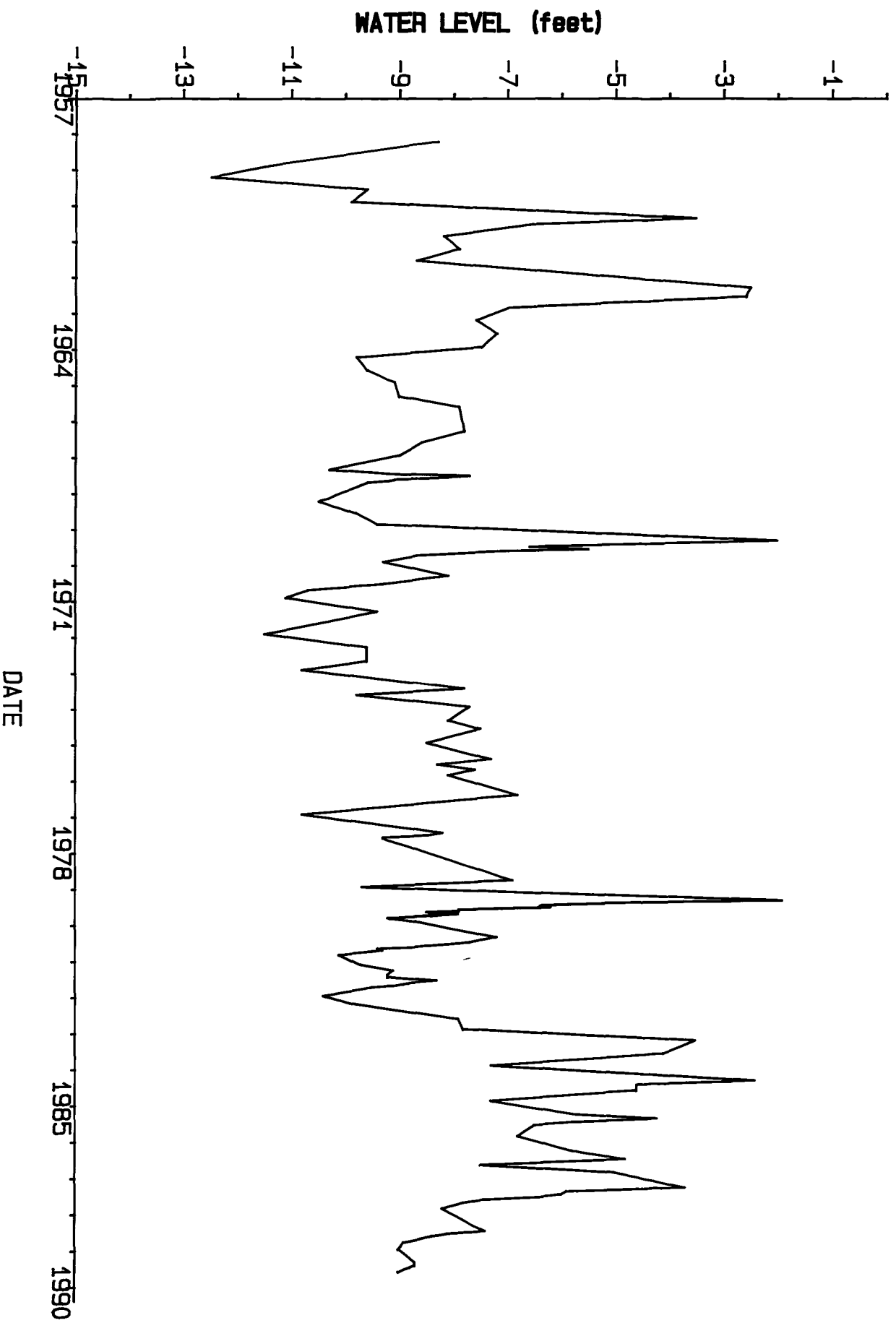
Gale N. Selken, P.E.
Natural Resources Engineer IV

REFERENCES

Hedges, L.S., Burch, S.L., Iles, D.L., Barari, R.A., 1982,
Evaluation of Groundwater Resources Eastern South Dakota and
Upper Big Sioux River, South Dakota and Iowa, U.S. Army
Corps of Engineers contract no. DACW 45-80-C0185, DWNR,
Office of Geological Survey, Vermillion, SD.

Division of Water Rights, 1989, Observation Well Files, DWNR,
Division of Water Rights, Foss Building, Pierre, SD.

DIVISION OF WATER RIGHTS OBSERVATION WELL
TU-57D



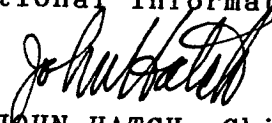
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5352-3, Blake and Gertrude Wyman

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 5352-3, Blake and Gertrude Wyman, Trimont MN 56176.

The Chief Engineer is recommending APPROVAL of Application No. 5352-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

1. The well authorized pursuant to this permit shall be constructed by a licensed well driller and construction shall comply with Water Management Board Well Construction Rules, Chapter 74:02:04.
2. Approval of Permit No. 5352-3 grants a variance to Water Management Board Rule 74:02:04:28 with approximately 7 feet of grout required.
3. The well approved under this Permit will be located near domestic wells and other wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells or in adequate wells having prior water rights.
4. This permit is approved subject to the irrigation water use questionnaire being submitted each year.
5. Combinations of diversions under Permits/Rights No. 1055-3, 3918-3 and 5352-3 may not exceed the statutory limit of 1.0 cfs for each 70 acres of land to be irrigated.

See the attached report for additional information.


JOHN HATCH, Chief Engineer
October 31, 1989



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

November 1, 1989

**NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT
THE NEWSPAPER RIGHT AWAY.**

Blake & Gertrude Wyman
Trimont, MN 56176

Dear Mr. & Mrs. Wyman:

Water Permit Application No. 5352-3 for irrigation use has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of hearing has been sent to the Publisher of the Centerville Journal printed at Centerville SD. For your information, a copy of the notice is enclosed. Copies of the report and the Chief Engineer's recommendation are also enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your Notice of Intent to Appropriate Water and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. We must receive Proof of Publication before the application can be considered by the Water Management Board.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Duvall". The signature is fluid and cursive, with the first letter of the first name being a large capital 'R'.

Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

**SOUTH Dakota Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

November 1, 1989

Centerville Journal
Box 40
Centerville, SD 57014

ATTN: Legal Department

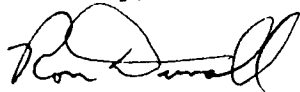
Enclosed is a Notice of Hearing on Application No. 5352-3 to be published twice. Please publish the first notice on or before November 9, 1989 with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is Blake & Gertrude Wyman, Trimont, MN 56176.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. The permit application cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,



Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Ron Duvall
Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

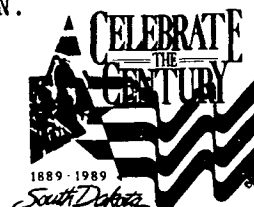
No. _____

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to Appropriate Water by Application No. _____ which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper



Instruction to Newspaper - Publish first Notice on or before November 9, 1989 with 2nd publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5352-3 to Appropriate Water

Notice is given that Blake & Gertrude Wyman, Trimont, MN 56176 has filed an application for a water permit to appropriate a total of 2.15 cubic feet of water per second (cfs) from one proposed well (Parker-Centerville Aquifer) 60 feet deep and from one existing well 40 feet deep to irrigate an additional 151 acres. Water from the two wells is also to be used to irrigate 129 acres authorized for irrigation by Water Right Nos. 1055-3 and 3918-3. The proposed well is to be located in the NE1/4 SW1/4 and the existing well authorized by Water Right No. 1055-3 is located approximately 900 feet west of the section center; both in Section 27-T96N-R52W. The 151 additional acres to be irrigated are located in the W1/2 SE1/4, E1/2 SW1/4 and the existing 129 irrigated acres are in the SW1/4 NE1/4, S1/2 NW1/4, W1/2 SW1/4; all in Section 27-T96N-R52W. The combined diversion rate authorized by this application and Water Right Nos. 1055-3 and 3918-3 shall not exceed 1 cfs for each 70 acres irrigated.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5352-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) it is in the public interest. This application will be considered by the Water Management Board in Room 216, Joe Foss Building, 523 E. Capitol, Pierre, SD on December 6 1989 at 10:00 am. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer or 4) deny this application based on the facts presented at the public hearing.

Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by November 24, 1989. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)". The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application and the signature and mailing address of the petitioner or legal counsel if legal counsel is obtained. The applicant need not file a petition. Contact the Water Rights Division to request information on this application or to assure access to the hearing by the handicapped.

This hearing is an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. The time of the hearing will also be automatically delayed for at least twenty days upon written request to the Chief Engineer from the applicant or a petitioner. The request for a delay must be received by November 24, 1989.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

Affidavit of Publication

STATE OF SOUTH DAKOTA }
COUNTY OF TURNER } ss.



Douglas Hustrulid of said county being duly sworn, on oath say that he is the owner of THE CENTERVILLE JOURNAL, a weekly newspaper printed and published in Centerville, S.D., said County of Turner and have full and personal knowledge of all facts herein stated; that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein mentioned, and was and is printed wholly or in part in an office maintained at said place of publication; that the

Notice of Hearing on Application No.
5352-3 To Appropriate Water

, a printed copy of which, taken from the paper in which the same was published, is attached to this sheet, and is made a part of this Affidavit, was published in said newspaper at least once in each week for 2 successive week(s), on the day of each week on which said newspaper was regularly published, to wit:

<u>November 9, 19 89;</u>	<u>19</u>
<u>November 16, 19 89;</u>	<u>19</u>
<u>19</u> ;	<u>19</u>
<u>19</u> ;	<u>19</u>

that the full amount of the fees for the publication of the annexed notice is \$ 50.78.

Douglas Hustrulid

Subscribed and sworn to before me this 16
day of Nov. 19 89.

Notary Public

Date 1-21-90
Commission Expires

Notary Public

NOTICE OF HEARING on Application No. 5352-3 to Appropriate Water

Notice is given that Blake & Gertrude Wyman, Trimont, MN 56176 has filed an application for a water permit to appropriate a total of 2.15 cubic feet of water per second (cfs) from one proposed well (Parker - Centerville Aquifer) 60 feet deep and from one existing well 40 feet deep to irrigate an additional 151 acres. Water from the two wells is also to be used to irrigate 129 acres authorized for irrigation by Water Right Nos. 1055-3 and 3918-3. The proposed well is to be located in the NE1/4 SW 1/4 and the existing well authorized by Water Right No. 1055-3 is located approximately 900 feet west of the section center, both in Section 27-T96N-R52W. The 151 additional acres to be irrigated are located in the W1/2 SE1/4, E1/2 SW1/4 and the existing 129 irrigated acres are in the SW1/4 NE1/4, S1/2 NW1/4, W1/2 SW1/4; all in Section 27-T96N-R52W. The combined diversion rate authorized by this application and Water Right Nos. 1055-3 and 3918-3 shall not exceed 1 cfs for each 70 acres irrigated.

Pursuant to SDCL 46-2A-2, the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5352-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water and 4) it is in the public interest. This application will be considered

over

by the Water Management Board in Room 216, Joe Foss Building, 523 E. Capitol, Pierre, SD on December 6, 1989 at 10:00 a.m. The Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve, 2) approve with qualifications, 3) defer or 4) deny this application based on the facts presented at the public hearing.

Any interested person that intends to participate in the hearing before the Board by presenting evidence or cross-examining witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and Chief Engineer by November 24, 1989. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)". The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application and the signature and mailing address of the petitioner or legal counsel if legal counsel is obtained. The applicant need not file a petition. Contact the Water Rights Division to request information on this application or to assure access to the hearing by the handicapped.

This hearing is an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. The time of the hearing will also be automatically delayed for at least twenty days upon written request to the Chief Engineer from the applicant or a petitioner. The request for a delay must be received by November 24, 1989.

This application is made pursuant to SDCL 46-1-1, 46-1-9, 46-1-12 thru 46-1-15, 46-2-3.1, 46-2-4, 46-2-5, 46-2-13, 46-2-14, 46-2-15 thru 46-2A-10, 46-2A-11, 46-2A-12.

14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

Publish November 9 & 16, 1989.



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

MAR 21 1990

Blake & Gertrude Wyman
Trimont, MN 56176

Dear Mr. & Mrs. Wyman:

Enclosed is Water Permit No. 5352-3 as approved by the Water Management Board authorizing you to construct your water diversion system and put the water to beneficial use, not exceeding the limits as specified in the Water Permit.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that the Water License may be issued, thus completing your acquisition of a Water Right.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Hatch".

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosures

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period - i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.



NOTICE OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Date 4-27-90

TO: Water Rights Division, DWNR
Joe Foss Building
Pierre SD 57501-3181

FROM: Blake + Gertrude Wyman, Box 264 Trimont, Min. 56176
name address city

I have completed the construction of the water diversion system and I have put the water to beneficial use to the maximum extent it is going to be used. I have not exceeded the amounts specified in Water Permit No. 5352-3.

Water Permit No. 5352-3 states that the diversion system is to be constructed by 12-7-94, and that the water it put to beneficial use by 12-7-98.

The diversion system was completed on 7-1-89.
Applying the water to beneficial use was completed on 7-1-89.

You may schedule an inspection so that the Water License may be issued.

Blake Wyman
signature Gertrude M. Wyman



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

October 17, 1990

JERALD HANSON
RR2 BOX 8
CENTERVILLE SD 57014

Dear MR. HANSON:

A well drillers report filed with this office by WETMORE DRILLING indicates you have completed a new well. The well driller is required by South Dakota Codified Laws (SDCL 46-6-11) to file a well construction report.

The purpose of the enclosed "Summary of South Dakota Water Law and Water Right Information" is to provide general information and to inform you of the responsibilities you have incurred. Specifically:

1. According to South Dakota Water Rights Law (SDCL 46-1-15, 46-5-9, 46-5-10), it is necessary to obtain a water permit to appropriate waters of this state. An exception to this requirement is for water used for domestic purposes. Domestic water uses that do not require a permit are listed under item 5 on the enclosed summary. Those activities that require permits are listed under item 7.
2. If your new well was drilled as a replacement well and if you do not plan to use the old well, the old well is considered abandoned and must be plugged pursuant to SDCL 46-6-27. Other abandoned wells must also be plugged.
3. If the old well is not to be abandoned, or will be used, the well must be sealed or capped at the surface pursuant to SDCL 46-6-27.

Based upon the information we have, you may need a water permit. Since we have no record of a water permit for this well, I am enclosing application forms and an instruction sheet for preparing a water permit application.

Please complete the application and submit it with the required fee to the "Water Rights Division, Joe Foss Building, 523 E. Capitol, Pierre, SD 57501" by 11/19/90.



U.S. Dept. of Water
& Natural Resources

Dear Sirs,

The well in question is on
land owned by Gertrude Blake
Wymann. They have gotten a
permit. We farm this land.
My name was sent in by mistake
on this well.

Thank you for your help &
material.

Yours very truly
Fernald Sawyer

File No. 5352-3

Water Rights Division -DENR

Conversation or File Documentation

NAME OF PERSON OR FILE: Blake/Gertrude Wyman (Farmed by Jerald Hansen)

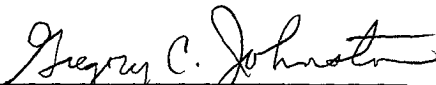
ADDRESS: Trimont, MN 56716 COUNTY: Unknown

DATE: 7/30/91 TELEPHONE: N/A

RE: Licensing of Permit #5352-3

COMMENTS:

Called Mr. Jerald Hansen and spoke to him about the licensing of Permit No. 5352-3. Told him system and land irrigated looked ok, but it must be mentioned that certain lands irrigated under this license are also lands under license Nos. 1055-3 and 3918-3 (held by Mr. Hansen). I wanted to make sure Mr. Hansen understood that neither the priority dates nor the acreages irrigated under Nos. 1055-3 and 3918-3 will be effected if No. 5352-3 is longer used and dropped in the future. I also told Mr. Hansen that combinations of diversions from License Nos. 1055-3 and 3918-3 with 5352-3 are not to exceed 1 cfs for each 70 acres irrigated in the NE1/4, NW1/4 and SW1/4 of Section 27-T96N-R52W (where the four existing wells supply water to 271.1 acres). File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.


Gregory C. Johnston
Natural Resources Engineer
DENR, Water Rights Division



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

August 11, 1993

5352-3

Blake & Gertrude Wyman
%Jerald Hansen
RR 2, Box 8
Centerville, SD 57014

Dear Mr. and Ms. Wyman:

The inspection of your water use system and the inspection of the extent of application of water to beneficial use, as developed under Water Permit No. 5352-3, has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuance of the Water License. Upon receipt of the \$50.00 fee from you, we will begin processing your Water License.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until the \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

NOTE: On check or money order, please specify your permit number. This will insure proper handling of the fee.

RECEIPT

Division of Water Rights

413877

South Dakota Department of Environment and Natural Resources

Pierre, _____ August 31, 19 93

RECEIVED OF Bill Hansen, J.B.S. Hansen Farms, Rt 2 Box 6, Centerville, SD 57014

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water, for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>5352-3</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	50 00

By *John W. Hatch*
Chief Engineer

**Water Rights Division -DENR
Conversation or File Documentation**

NAME OF PERSON OR FILE: Blake/Gertrude Wyman - Permit No. 5352-3
W Jerald Hansen - Water Right Nos. 1055-3 & 3918-3

COUNTY: Turner **DATE:** April 14, 1994

RE: licensing of Water Permit No. 5352-3 and reissuing licenses for Water Right Nos. 3918-3 and 1055-3

COMMENTS:

In August, 1991 an inspection was done of the water use system to be licensed under Water Permit No. 5352-3 (Blake/Gertrude Wyman). The 138 acres (irrigated from a new well and existing well #3) are part of a 270 acre pivot. The rest of the 270 acre pivot is covered under Water Right Nos. 1055-3 and 3918-3 (W Jerald Hansen).

Water Right No. 1055-3 covers irrigation of 295.3 acres in Sections 27 & 28, T96N, R52W from three wells (2 @ 40' deep and 1 @ 54' deep) - diversion rate of 4.20 cfs

New well Water Right No. 3918-3 covers irrigation of 295.3 acres (same as 1055-3) from a 190' deep well - diversion rate of 2.66 cfs

Water Right Nos. 1055-3 and 3918-3 cover more acres than the 270 acre pivot inspected August 22, 1991. Prior to issuing Water License No. 5352-3 and reissuing Water License Nos. 1055-3 and 3918-3, an inspection should be conducted to determine the extent of irrigation done on the remaining land under Nos. 1055-3 and 3918-3.

In my opinion, none of the water licenses can be incorporated. The ownership is different between 5352-3 and Nos. 1055-3 and 3918-3 and the water source is different between Nos. 1055-3 and 3918-3.



Genny McMath
Environmental Scientist

Permit No. 5352-3
Vermillion River - Water District

Report Of Examination Of Works And/Or Application of Water To Beneficial Use

TO: Chief Engineer, Water Rights Program, DENR, Foss Bldg., Pierre, SD 57501

I have this day, **8-19-96**, made a thorough examination of the water use system constructed by **Blake & Gertrude Wyman** of **Trimont, MN 56176** holder of Permit No. **5352-3**, bearing the priority of **September 13, 1989** authorizing the diversion of **2.15** cu. ft. of water per second from **groundwater (Parker Centerville Aquifer)** for **irrigation** purposes, in **Turner** County.

I have to report on the conditions of the same as follows:

A. Works used to divert the water:

A 210 hp Deutz diesel motor with a 1400 GPM Well Line pump.

B. Works used to transport water to place of use:

10 feet of 10 inch steel pipe.

C. Works used to apply water to beneficial use:

An 1860 foot Zimmatic 11 tower center pivot.

The system is in the following condition **good**. The point of diversion is located: **2 wells - 1 new & 1 existing: New well (#4) is 2100 feet E and 1890 feet North of the SW corner of Section 27; T96N R52W (NE1/4 SW1/4). Old well (#3) (see Water License No. 1055-3) is S45 degrees East 3240 feet from the NW corner of Section 27; T96N R52W (SE1/4 NW1/4).** The works are capable of diverting and conveying to the place of use **3.11** cu. ft. of water per second which is to be used for **irrigation**. Water has been put to beneficial use to the maximum extent as follows:

T96N R52W	SECTION 27	NE1/4 SW1/4	40 acres
		SE1/4 SW1/4	38 acres
		NW1/4 SE1/4	39 acres
		SW1/4 SE1/4	34 acres

comprising a total of **151** acres of land and the license should be issued for **2.15 cfs**.

NOTE: The well and equipment are also used for Water Right Nos. 1055-3 & 3918-3. Combinations of diversions under the 3 permits shall not exceed 1 cfs/70 acres irrigated. Well #3 is covered under Water License 1055-3 (Jerald Hansen) and is used for standby purposes for this permit.

Applicable permit qualifications have been complied with: Yes ☒ No

Exceptions to compliance are: **none** Date Report Completed: **August 30, 1996**



Barry A. McLaury
Natural Resources Scientist
DENR, Water Rights Program

REPORT ON INSPECTION OF PERMIT NO. 5352-3

Other licenses associated with the project: 1055-3 & 3918-3

DATE OF INSPECTION: August 19, 1996

NAME OF INSPECTION CONTACT: Jerald Hansen - Renter

NAME & ADDRESS OF PERMIT HOLDER: Blake & Gertrude Wyman, Trimont, MN 56176

DIVERSION POINTS LEGAL LOCATIONS: 2 wells - 1 new & 1 existing: New well (#4) is 2100 feet E and 1890 feet North fo the SW corner of Section 27; T96N R52W (NE1/4 SW1/4). Old well (#3) is S45 degrees East 3240 feet from the NW corner of Section 27; T96N R52W (SE1/4 NW1/4).

WELL INFORMATION:

- | | |
|--|-----------------------------------|
| 1) Well Drilling Firm: <u>Wetmore Drilling</u> | 3) Depth(s) <u>190</u> feet |
| 2) No. of Wells <u>1</u> | 4) Well log is available <u>Y</u> |

Casing:

- 1) Diameter 16 inches
- 2) Length 90 feet
- 3) Type PVC

Screen:

- 1) Type PVC
- 2) Length 100 feet
- 3) Static water level 23 feet

Motor:

- 1) Make Deutz Diesel
- 2) Model No. F8I413 4828370
- 3) Horsepower rating 210 HP

Pump:

- 1) Make Well Line
- 2) Model No. MA-5636-89
- 3) Capacity 1400 GPM

DISTRIBUTION LINES OR CANALS:

- | | | |
|----------------------|--------------------------|----------------------------|
| 1) Type <u>Steel</u> | 2) Size <u>10</u> inches | 3) Length <u>10</u> feet |
| 1) Type <u>PVC</u> | 2) Size <u>10</u> inches | 3) Length <u>700?</u> feet |

SYSTEM TYPE:

Center pivot:

- | | |
|------------------------------------|------------------------------------|
| 1) Make <u>Zimmatic</u> | 4) End gun <u>Y</u> |
| 2) Overall length <u>1860</u> feet | 5) High or low pressure <u>low</u> |
| 3) Number of towers <u>11</u> | 6) Capacity <u>1400</u> GPM |

CHEMIGATION EQUIPMENT:

- 1) Does chemigate N

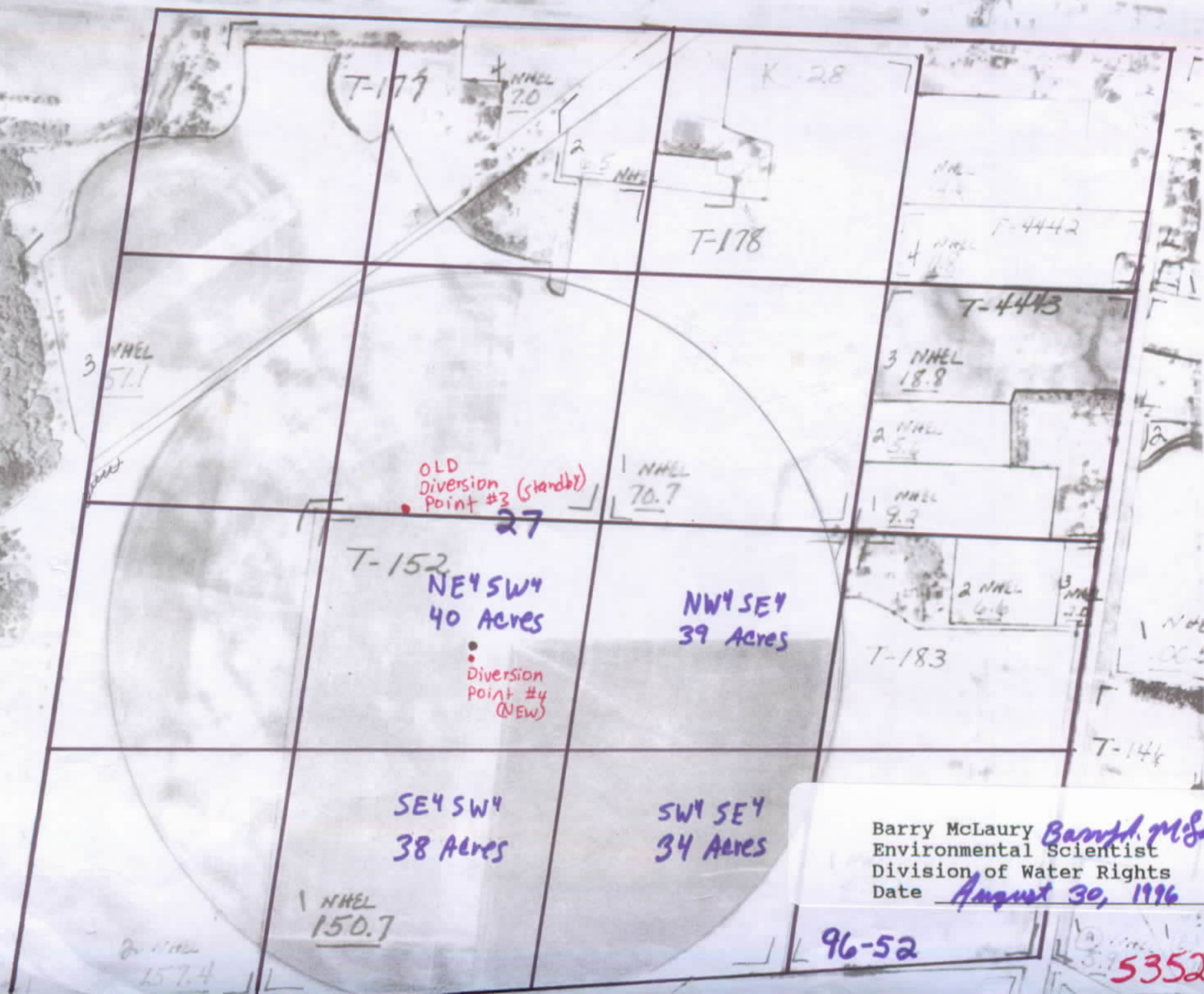
PERMIT QUALIFICATIONS AND REGULATIONS:

- 1) Special qualifications to permit being abided by Y
- 2) All structures, wells and lands on map Y
- 3) Irrigation Questionnaires checked to determine if permit owner started irrigation by the end of construction period Y

COMMENTS:

The well and equipment are also used for Water Right Nos. 1055-3 & 3918-3. Combinations of diversions under the 3 permits shall not exceed 1 cfs/70 acres irrigated.

5352-3



Barry McLaury *Barry H. McLaury*
 Environmental Scientist
 Division of Water Rights
 Date August 30, 1996

96-52

5352-3

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 5352-3

(1) Blake & Gertrude Wyman, Trimont MN 56176 made Application No. 5352-3, December 7, 1988 for a water permit to divert 2.15 cubic feet of water per second from groundwater (two wells), Turner County, South Dakota for irrigation purposes. Permit No. 5352-3, with a priority date of September 13, 1989 was approved December 7, 1989 and issued to the applicant for diversion of water with construction of the described water supply system to be completed on or before December 7, 1994 and for the application to beneficial use of said water on or before December 7, 1998.

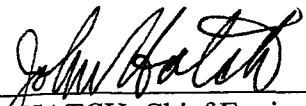
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 2.15 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #4 - 2,100 feet east and 1,890 feet north of the southwest corner of Section 27 (NE 1/4 SW 1/4) and Well #3 - S45 degrees east 3,240 feet from the northwest corner of Section 27 (SE 1/4 NW 1/4); all in T96N-R52W.

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

Section 27-T96N-R52W	NE 1/4 SW 1/4	40 acres
	SE 1/4 SW 1/4	38 acres
	NW 1/4 SE 1/4	39 acres
	SW 1/4 SE 1/4	34 acres
Total		151 acres

This permit operates in conjunction with Water Right Nos. 1055-3 and 3918-3. Combination of diversions under the three permits shall not exceed 1 cfs/70 acres irrigated. Well #3 (covered under No. 1055-3) is used as a standby supply for this permit.

(4) Pursuant to South Dakota Water Law 46-5-30.1 Blake & Gertrude Wyman, Trimont MN 56176 the holder and/or owner of Water Permit No. 5352-3 is issued a license to appropriate water, the right to use 2.15 cubic feet of water per second from groundwater (two wells) with a priority date of September 13, 1989 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Permit No. 5352-3 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

OCT 17 1996

date





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

OCT 17 1996

5352-3

Blake & Gertrude Wyman
%Jerald Hansen
RR 2, Box 8
Centerville, SD 57014

Dear Mr. and Ms. Wyman:

Enclosed is Water License No. 5352-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 413w877 in the amount of \$50.00 which you paid for the investigation and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5352-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Program
(605) 773-3352

ks
enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

June 19, 1997

William H. Hansen
2201 State Street
Centerville, SD 57014

Dear Mr Hansen:

The other week we discussed the new water right permit application that you are filing for irrigation of the SW1/4 Section 15, T95N, R52W. You were sent a partially completed application. During our conversation you also asked about a situation regarding another one of your irrigation systems. You indicated that a Water Rights Program staff person met with your father last summer and you wanted to know if there was any thing else you needed to do. I said I would check into the situation and get back to you.

Barry McLaury from the Water Right Program met with Jerald Hansen on August 19, 1996, to conduct a licensing investigation of Water Permit No. 5352-3, held by Blake & Gertrude Wyman. It is my understanding that you operate a large pivot that encompasses Wyman property authorized by No. 5352-3 (see map). The other acreage within the boundaries of the large pivot appear to be included under your Water Right No. 3918-3 and Vested Water Right No. 1055-3. The same well and equipment are used for Right Nos. 1055-3, 3918-3 and 5352-3. There was some question during McLaury's discussion with your father on the standby status of Well No. 3. I believe any questions were satisfactorily resolved and the water license for Water Right No. 5352-3 was issued on October 17, 1996.

I do not believe there is any action you need to take at this time. I have enclosed a copy of Water Right Nos. 3918-3 (Hansen), 5352-3 (Wyman) and Vested Water Right No. 1055-3 (Hansen) for your files. Possibly another staff investigation may be conducted in the future to make sure the water rights accurately reflect the total number of acres being irrigated.

I realize this is somewhat confusing, please feel free to contact Barry McLaury or myself if you have any questions or if something on the water rights does not coincide with your operation of the irrigation system.

Sincerely,

Eric Gronlund
Water Rights Program
(605) 773-3352

enclosure



November 25, 2002

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

182-3
5352-3

Bill Hansen
2201 State St
Centerville SD 57014

Dear Mr. Hansen:

I am writing in follow-up to our phone conversation concerning irrigation questionnaires and ownership records.

In regard to the questionnaires, please make any necessary corrections concerning who should be receiving the forms in the future. If you would like, all of the forms could be sent directly to you for completion. This does not affect ownership of the water rights, it just allows us to send related materials to the person handling the irrigation.

Enclosed are copies of Water Right Nos. 182-3 (W E & W Jerald Hansen) and 5352-3 (Blake and Gertrude Wyman). If ownership should be changed on these two, a transfer form should be filed for each. I have included partially completed Notice of Transfer of Ownership forms for this purpose. The forms should be completed and signed by the new owner(s) and returned to our office with a required filing fee of \$2.50 each. The check or money order for the fee can be made payable to the "Water Rights Program".

If you choose not to file an ownership change with Water Right No. 182-3, you can either toss the form or keep it for later use. Thank you in advance for your help and if I can answer any questions for you, please get in touch with me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

RECEIVED

No. 5352-3

DEC 23 2002

Date: 11/27/02

WATER RIGHTS
PROGRAM

I/We request that Water Right No. 5352-3

formerly owned by: Blake & Gertrude Wyman

be transferred to: (name & address) Linda Hendrickson

8835 126th St. North Hugo, MN 55038

Telephone No. 651-426-3319

Title to the following described land(s)/property has been transferred as described above:

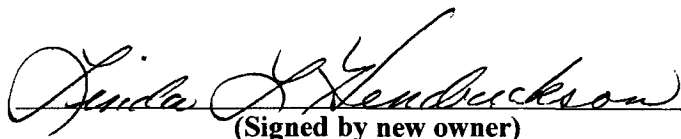
151 acres – E ½ SW ¼ and W ½ SE ¼ Section 27, T96N, R52W

I/We understand that the validity of Water Right No. 5352-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/~~WE~~ LINDA L. HENDRICKSON, the new owner, certify that the above information is true and correct.


(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.



December 30, 2002

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

5352-3

Linda Hendrickson
8835 126th St
North Hugo MN 55038

Bill Hansen
2201 State St
Centerville SD 57014

Dear Ms. Hendrickson and Mr. Hansen:

I am writing to acknowledge receipt of the Notice of Transfer of Ownership form and filing fee for Water Right No. 5352-3. The water right, formerly held by Blake and Gertrude Wyman is now listed in the name of Linda Hendrickson.

It is my understanding that although ownership has changed, Mr. Hanson will still be operating the irrigation system. The annual irrigation questionnaire will be mailed to him each year for completion. The form for 2002 has already been received.

If I can answer any questions for you, please get in touch with me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosure

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date December 23, 2002

RECEIVED OF HJBS Hansen Farms, 2201 State Street, Centerville SD 57014

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2.50	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>5352-3</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	2.50	
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

000459

By

Darland Eiche
Chief Engineer *gm*



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 5, 2022

5352-3

Bill H Hansen
2201 State St
Centerville SD 57014

Dear Mr. Hansen:

I am writing in follow-up to the notation you made on the 2021 irrigation questionnaire for Water Right No. 5352-3 held by Linda Hendrickson.

Enclosed is a partially completed "Notice of Transfer of Ownership" form for use in filing an ownership change. Please review and complete as needed. Upon completion, please sign and return the form to our office with a required filing fee of \$50. The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions, please let me know.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosure

5352-3

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date May 2, 2022RECEIVED OF JBS Hansen Farms 29512 461st Ave., Centerville SD 57014

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$ _____
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$ _____
Fee to retain Future Use Permit No. _____ after period of seven years.	\$ _____
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$ _____
Fee for Filing Transfer Form <u>5352-3</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	
TOTAL	<u>\$50.00</u>

By Eric Gronlund
Chief Engineer*EG*

PAID

MAY 2 2022

NOTICE OF TRANSFER OF OWNERSHIP
RECEIVED

Ck#

Rec't#

To: Chief Engineer
Water Rights Program, DANR
523 E. Capitol
Pierre, SD 57501-3181

MAY 02 2022

WATER RIGHTS
PROGRAM

No.

5352-3

Date:

4/28/22

I/We request that Water Right No. 5352-3

formerly owned by: Linda Hendrickson

be transferred to: (name & address) Bill Hansen + Scott Hansen, 2201 State St.
Centerville, SD 57014

Telephone No. (605) 201-7593

Title to the following described land(s)/property has been transferred as described above:

151 acres - E 1/2 SW 1/4 and W 1/2 SE 1/4 Section 27, T96N, R52W

I/We understand that the validity of Water Right No. 5352-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Bill Hansen + Scott Hansen, the new owner, certify that the above information is true and correct.



(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

May 2, 2022

5352-3

Bill H Hansen
2201 State St
Centerville SD 57014

Dear Mr. Hansen:

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 5352-3.

The ownership change has been completed. Water Right No. 5352-3, formerly held by Linda Hendrickson is now listed under Bill Hansen and Scott Hansen.

Enclosed for your records is a receipt for the filing fee. If I can answer any questions, please let me know.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosure

3994-3, 4204-3, 5319-3, 117-3A, 2268-3, 2372-3, 2941-3
5352-3, 5425-3, 5886-3, 2950-3, 3328-3, 3409-3, 3507-3
5898-3, 6810-3, 6922-3, 3646-3, 3737-3, 3918-3, 3948-3
7002-3, 7191-3, 7384-3, 6754-3, 7128-3

Page 1 of 4

Water Rights Program File Documentation

Date: June 16, 2025

Counties: Clay and Turner

Re: Aquifer management unit redesignation for selected water rights/permits on Clay and Turner Counties

COMMENTS:

Review of a request to change diversion point for Water Permit No. 8790-3, authorized to withdraw water from the Upper Vermillion Missouri: South aquifer (UVM:S), determined the well they wished to use is authorized under authorized by Water Right No. 7384-3 Water Right No. 7384-3 does not currently have a management unit designated for withdrawal from the Upper Vermillion Missouri aquifer (Water Rights, 2025). In reviewing the best information currently available for aquifer and management unit naming conventions, the best aquifer and management unit designation for Water Right No. 7384-3 is the Southern management unit of the Upper Vermillion Missouri aquifer (UVM:S) as shown in Figure 1. Furthermore, there are an additional 25 other water rights/permits, see Table 1, which should have the UVM:S management unit assigned (Water Rights, 2025).

This addition of the management unit designation, to the Southern management unit of the Upper Vermillion Missouri aquifer, does not represent a physical change in the water source. It is an update to the naming convention to reflect the currently best available information for aquifer and management unit extents. This update to the aquifer management unit name does not authorize any increase in the amount of water appropriated by any of these water rights/permits, change in diversion rate, relocation of existing wells, completion of additional wells into the aquifer, or change of acres permitted for irrigation. Going forward, issuance of any pertinent documents will reflect the updated aquifer and management unit designation.

Table 1- Water rights/permits requiring an aquifer management unit designation to the Upper Vermillion Missouri: South (Water Rights, 2025)

Water Rights							
PERMIT NO	NAME	COUNTY	PRIORITY DATE	STATUS	USE	CFS	ACRES
117-3A	GLYNDON KNUTSON	CL	04/14/1955	LC	IRR	0.95	66
2268-3	WILLIAM KNUTSON	CL	08/07/1975	LC	IRR	2	206
2372-3	LARRY ERICKSON	CL	10/07/1975	LC	IRR	1.76	123
2941-3	RUSSELL D AUSTIN	TU	08/16/1976	LC	IRR	1.11	140
2950-3	TERRY & ALBERTA SURPRENANT	CL	08/13/1976	LC	IRR	1.57	110
3328-3	TOM AUSTIN	CL	11/12/1976	LC	IRR	1.33	121
3409-3	STEVEN R NULL	TU	12/07/1976	LC	IRR	1.88	136
3507-3	W JERALD HANSEN	TU	12/28/1976	LC	IRR	0.99	69
3646-3	STEVEN R NULL	TU	02/04/1977	LC	IRR	2	144
3737-3	WILLIAM M JENTER	TU	09/16/1976	LC	IRR	4.57	320
3918-3	JBS HANSEN FARMS	TU	04/18/1977	LC	IRR	2.66	295.3
3948-3	JASON KNUTSON	CL	04/19/1977	LC	IRR	1.88	135
3994-3	GLYNDON KNUTSON	CL	07/07/1956	LC	IRR	4.94	332
4204-3	CITY OF CENTERVILLE	TU	01/01/1900	LC	MUN	0.22	n/a
5319-3	LARRY ERICKSON	CL	04/13/1989	LC	IRR	1.89	132
5352-3	BILL & SCOTT HANSEN	TU	09/13/1989	LC	IRR	2.15	151
5425-3	JOHNKE LAND TRUST	TU	03/23/1990	LC	IRR	1.88	132
5886-3	TIM OSTREM	CL	09/28/1995	LC	IRR	1.78	134
5898-3	CITY OF CENTERVILLE	TU	01/09/1996	LC	MUN	0.89	n/a
6810-3	JESSE & TANYA VANDESTROET	CL	02/20/2007	LC	IRR	1.56	65
6922-3	JOHN SHUBECK	CL	12/13/2007	LC	IRR	1.78	122
7002-3	JESSE & TANYA VANDESTROET	CL	03/14/2008	LC	IRR	1.39	123
7191-3	ROGER BLAKE	CL	02/01/2008	LC	IRR	1.56	255
7384-3	NICHOLAS & COURTNEY BLAKE	CL	07/20/2012	LC	IRR	1.67	67
Water Permits							
PERMIT NO	NAME	COUNTY	PRIORITY DATE	STATUS	USE	CFS	ACRES
6754-3	JBS HANSEN FARMS	TU	09/05/2006	PE	IRR	0	35
7128-3	JOHN SHUBECK	TU	04/13/2009	PE	IRR	1.78	207

CL= Clay; TU= Turner; LC= Water Right, PE= Water Permit; IRR= Irrigation; MUN= Municipal

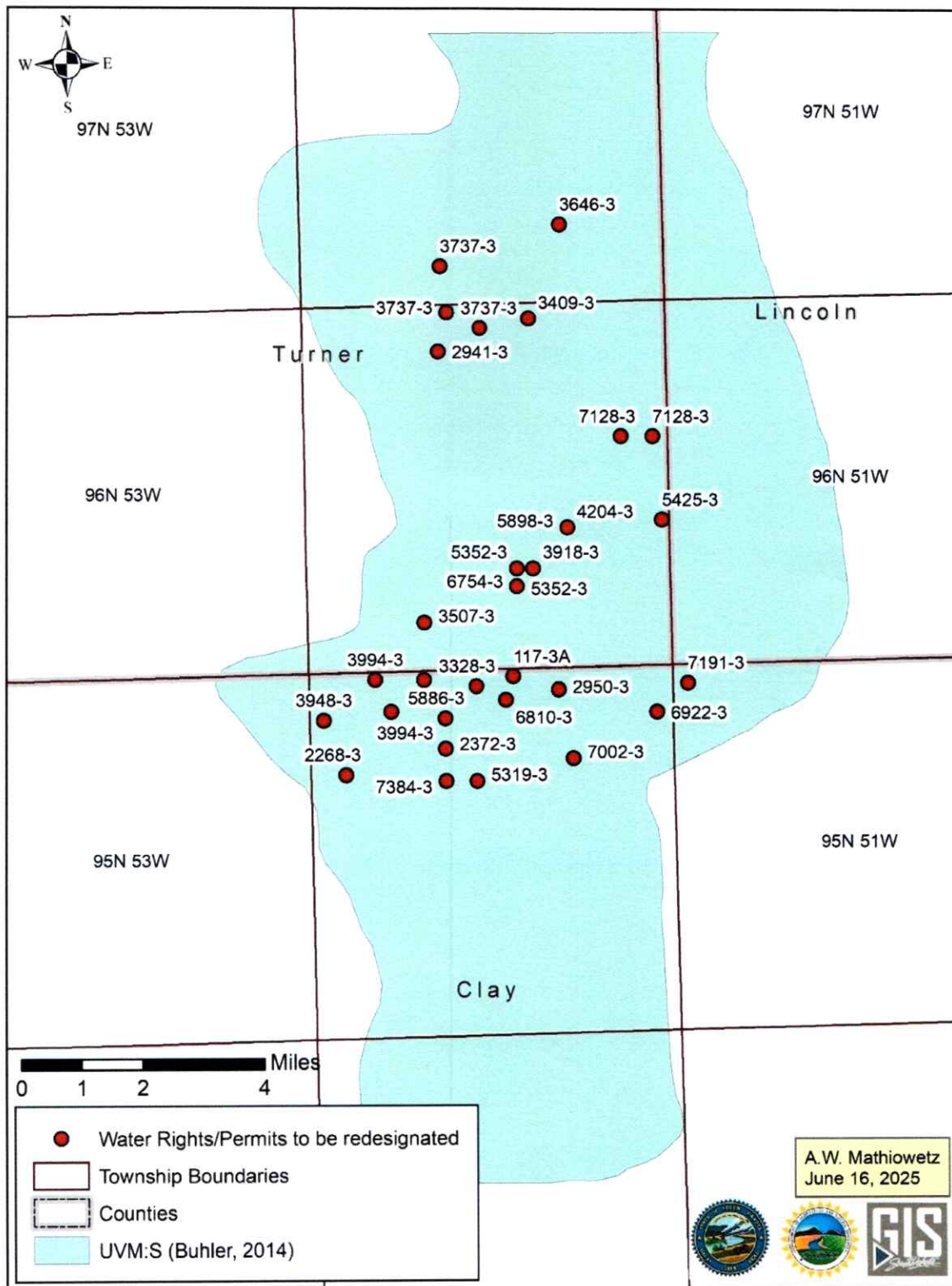


Figure 1- Map of approximate areal extent of the Upper Vermillion Missouri: South aquifer (Buhler, 2014) and water right/permits to be redesignated to include the South management unit designation (Water Rights, 2025)



Adam Mathiowetz
Natural Resources Engineer IV



Mark Mayer
Director of Office of Water

REFERENCES

Buhler, K. A. 2014. Report to the Chief Engineer on 21 Water Permit Applications from the Upper Vermillion Missouri Aquifer. SD DANR – Water Rights Program, Joe Foss Bldg. Pierre, SD.

Water Rights. 2025 Water Right/Permits Database. SD DANR-Water Rights Program. Pierre, South Dakota